

CHARTER TOWNSHIP OF WHITE LAKE
Approved Minutes of the Board Meeting

May 23, 2017

Supervisor Kowall called the meeting to order at 7:02 p.m. He led the Pledge of Allegiance.

Clerk Lilley called the roll:

Present: Rik Kowall, Supervisor
 Terry Lilley, Clerk
 Mike Roman, Treasurer
 Liz Fessler Smith, Trustee
 Mike Powell, Trustee
 Andrea Voorheis, Trustee

Absent: Scott Ruggles; Trustee

Also Present: Lisa Hamameh, Attorney
 Jennifer Edens, Recording Secretary

Clerk Lilley amended the Agenda as follows: Add New List of Bills dated 5-23-17; Revised Resolution 17-012 Planning Commissioner for the Township Board received a copy of the Planning Commission Minutes of May 18, 2017 for item 10C; Call to the Public 4A.

It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to approve the Agenda as amended, adding a new list of bills dated 5-23-17; revised resolution 17-012; Planning Commissioner for the Township Board received a copy of the Planning Commission Minutes of May 18, 2017 for item 10C; Call to the Public 4A. The MOTION PASSED by a voice vote (6 yes votes).

PUBLIC COMMENTS:

Gerry Harrington, 2240 Wiggin Lane.

President, Friends of the Library. She stated that her understanding is that the Board wants to delay issuing the bond that was approved by 2,622 people this past summer. They worked hard all through the millage campaign and they had frequent meetings and never did anyone suggest that they wait and do this with the township hall. They were given the trust to put in a 30,000 sq. ft. library soon, not later. If the Board is proposing a bond issue for a township hall combined with the library, you will have a lot of unhappy voters. Referenced the shenanigans with the West Bloomfield Township Library and indicates that she hopes it will not be repeated here. People have put their trust in them and they don't want to wait 4-5 years down the road to build. There are young families who use that library, older community members who can't afford internet and need more ability to do that and they have private study rooms, more room for book sales which generates money for the library. She asked that the

Board please reconsider. The people who live here want it now. She further stated that the library is a community center for the people. She closed with a plea of reconsideration of postponing the bond issue.

Charles Schott, 417 Rosario.

Precinct 1 Delegate. He thanked the Board for the opportunity to speak. He brings to the Board an issue with a statement made at the April 18, 2017 Township Board Meeting where Trustee Smith made a false statement regarding a police disturbance regarding herself. He states that Trustee Smith has repeatedly lied and facts in error stating that there was no police report when in fact there is. He received a copy of said police report on February 17, 2017. He stated that everyone can request a copy of Police Report 3241. He further states that Trustee Smith is clearly labeled in the report for being one of two people involved in a disturbance at Houghton Elementary resulting in the school calling 911. He recalled that at the February 21, 2017 meeting, Trustee Smith stated that no police report was filed to her knowledge. He also recalled that at the April 18, 2017 meeting, Trustee Smith again indicated that there was no official police report filed and that the Police Chief confirmed that she did not cause a disturbance. He doubted that the Police Chief stated that. He recalled that Trustee Smith stated that she had full support of the Board in her statements that there was no police report, when in fact there was. The voters and citizens hope that this behavior is not swept under the rug, supported by the Board or the Police Department.

Roger Harrington, 2240 Wiggin Lane.

Co-Chairperson on recent bond issue passed. They worked hard because of the West Bloomfield Library, which is top ten in the nation. He worked at General Motors in the real estate division and recalled that when they chose to build plants they knew what their workers wanted; good school system, safe community with police and fire and they wanted a good library because that is usually the focal point in any great community. Never mentioned was a great city hall. While many of you on the Board oppose the effort to build a new library, we were able to convince the majority of the citizens to vote for it. This is not a wealthy community where people can afford to pay an additional assessment. They are here to pay for a future for the township which they may not live to see. Those who voted for the library will be disappointed if the Board derails it. If the Board doesn't do their part to quickly move the bond along, the voters will act accordingly.

Ilene O'Donnell, 1074 Village Drive.

She recently moved here. She attended the meeting by happenstance. She learned of the meeting trying to visit the library. She stated that she travels to a further library rather than a closer one. She supports whatever bond was voted on.

Susan Deel, 9170 Twin Lake Drive.

She did not vote for the library bond and recalls that it only passed by 2 or 3 votes, a very small margin. She is an active user of the current library and enjoys it. Her concern is the rumor that there is another

option that would save the tax payers almost \$8 million dollars. If there is another viable option that could save the tax payers money then the Board needs to do their job, as they have a fiduciary responsibility to the citizen. Not just the users of the library, but all tax payers of this township.

Peggy Miller, 3066 Muirfield Circle.

She is an avid user of the library and did not vote for the bond. She believes we need a new township hall, not a new library at this point in time. Since the vote, she learned that the previous supervisor was the one disinterested in working with the library to have a combined service. We now have a supervisor interested in combining the services and using the economy of scale to make one building that would accommodate both services. She would be willing to wait another year to get a new library if they could combine services and be more responsible with the tax dollars.

Dennis Behen, 9095 Satellite.

He is a 50 year resident who supports an independent library building. He referenced West Bloomfield Township, as they have a civic center with a separate building for each major function. He referenced Waterford is also the same way. He believes a combined building makes it harder to add onto in the future. He has seen some of the designs for the library and believes are very thoughtful. He believes the Township trying to hold this up is an error. He indicates that the library needs this move and that it should not be hampered with. He further commented that winning an election by one vote is as good as winning by a million. He closed by stating that if you win, you win. If you lose, you shut up and move on.

Curtis Martin, 2245 Wiggin Lane.

He stated that whether or not he voted for the library has nothing to do with where the monies need to be spent. His concern is that if you combine the buildings, how do you combine the bonds so that those that worked so hard for the library know that their money is being spent on the library and not public facilities.

Stan Freehill, 9645 Steephollow.

He understands what we are talking about, but doesn't understand why we are talking about it. He questioned if a decision was made at a board meeting. Supervisor Kowall questioned what decision Mr. Freehill is referring to. To which he responded the decision about the library. Supervisor Kowall advised that there has been no decision. He indicated that it clearly has been discussed. Supervisor Kowall replied that it was discussed at a special joint board meeting which was held at the library last night -- opened to the public. Supervisor Kowall confirmed that it was merely talk and that the two boards met in some type of open session and it was long overdue. Mr. Freehill closed by indicating that neighboring townships have separate township halls and libraries and it works well.

Maryann Carr, 2553 Porter Road.

She is a 30 year resident who has worked at the library for the last 26 years. It is her job to advocate for the citizens. She reminded the board that it is their job to build and maintain the library so that it can provide the best services for its citizens. She recalled that she voted in this very same room for a new library and nothing else, because a new township hall was not on the ballot. She told of numerous parents sharing with her that they voted for the new library and used the experience as a teaching lesson for their kids. To teach them that we live in a democracy and that it is important to vote and express your opinion. She further stated that numerous families continuously question when ground will be broke and when will the new library open. Her hope is that even though it was a close election that the township will fulfill their obligation.

Diane Shanowsky, 2205 Teggerdine Road.

She was at the meeting last night with the two boards. She thought Supervisor Kowall's presentation was wonderful. She understands the concerns of the Library Board. She reminded that both Boards need to be fiduciary responsible to make the most of the funds that are available. She believes that the way it has been proposed combining the footprint, sharing the cost. She stated that there are delays in things all the time and that it is just a way of life. If we do these things right, there is an opportunity. She stated that we have a golden opportunity to save the tax payer's money. She declared that it is not the townships money, it's not the library's money; it is the tax payer's money. She wants to see the Board do their job and save money for her. She uses and supports the library, but did vote no on this bond issue because it was too big. She was very disappointed with the attitudes of many on the Library Board at last night's meeting. She indicated that they were not even willing to even entertain it. Her hope is that these individual issues can be resolved. She declared that you cannot hold this Board responsible for decisions made by the previous board. She further hopes that there will be a meeting of the minds and that they will come together and resolve this.

Denise Stefanick, 11102 Windhurst.

She reminded that the meeting was recorded and should be posted on YouTube soon. She is the Assistant Director and they worked very hard for this proposition. She learned of this only 3 days ago. She reminded that the Library Board is doing a good job and working very hard.

CONSENT AGENDA

- A. LIST OF BILLS**
- B. REVENUE AND EXPENSE**
- C. CHECK DISBURSEMENT**
- D. DEPARTMENT REPORTS**
 - 1. POLICE**
 - 2. FIRE**
 - 3. COMMUNITY DEVELOPMENT**
 - 4. TREASURER**
- E. BUDGET AMENDMENT**

Discussion started by Trustee Powell, addressed to Police Chief regarding tickets presented and warnings last month and wondered if there was a concerted effort to do that as there was almost a 40% increase over the previous month. To which Chief replied there was no memorandum to indicate that more tickets were needed.

It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to approve the Consent Agenda as amended: Add the new list of bills dated May 23, 2017. The MOTION PASSED by a voice vote (6 yes votes).

PRESENTATIONS

A. SWEARING IN OF OFFICER STEVE MOORE

Chief Keller introduced Steve Moore who was then sworn in by Clerk Lilley. He is thirty years-old from Romulus, Michigan and is a father of six children. He is a graduate of Eastern Michigan University with a Bachelors Degree in Media and Communications. He attended Mott Community College's Police Academy. He currently lives in Schwartz Creek with his family and enjoys golfing in his spare time. His daughter Maddie assisted in the swearing in by pinning the badge on.

B. LIFE SAVING AWARD OFFICER JESSICA SNOW

Supervisor Kowall opened with a story of a point in time where Officer Jessica Snow had to be rescued herself from being attacked by a flock of turkeys. He joked that somethings you will go down in history for.

Chief Keller introduced Officer Jessica Snow. On November 24, 2016 at 8:44pm, she responded to a 911 call for medical assistance to Jenny Marie in White Lake Township. Upon her arrival she found Mrs. Todd to be in medical distress and in need of care. She was unresponsive and not breathing. Office Snow moved her from the recliner to the floor and began to administer CPR with chest compressions and rescue breaths. Officer snow continued administering CPR for approximately three minutes until the White Lake Township Fire Department and STAR EMS arrived. Both the Fire Department and EMS responders, indicated that they believe that Officer Snow's quick actions are the primary reason that Mrs. Todd survived the medical emergency.

C. PRESENTATION BY CONGRESSMAN DAVE TROTT'S OFFICE

Deanna Shaffer, Deputy District Director for Congressman Dave Trott's office. She is here to introduce Congressman Trott's Troy office. He represents the people of District 11, which includes White Lake. He has two office, one in Troy and one in Washington, D.C. His Washington office handles policy matters and his Troy office handles constituent services as well as community engagement. One of the services they offer is to help navigate federal agencies (i.e. VA, IRS and Social Security). A few fun items they run

out of the Troy office include the Military Service Academy Program, process tours of the Capital in Washington and community recognitions. She has brochures if anyone is interested and reminded to please reach out to the office if they can ever be of assistance. She closed by thanking everyone for their time.

MINUTES

It was MOVED by Trustee Powell, SUPPORTED by Treasurer Roman to approve the Minutes dated April 18, 2017. The MOTION PASSED by voice vote (6 yes votes).

PUBLIC HEARING

SPECIAL ASSESSMENT DISTRICT FOR CASTLEWOOD SANITARY SEWER CONNECTION

It was MOVED by, Treasurer Roman, SUPPORTED by Trustee Powell, to open public hearings. The MOTION PASSED by a roll call vote (Kowall-yes/Lilley-yes/Roman-yes/Powell-yes/ Voorheis-yes/Smith-yes).

Supervisor Kowall indicated that this S.A.D. was set up at the desire of the people and that it is voluntary. He asked if there were any questions of the Board members.

Clerk Lilley asked of Janine that there were several people on the original request for public hearing tonight and questioned if some of them had been removed.

Janine replied that yes there were three that asked to be removed: parcels 12-34-331-026, 12-34-329-328, and 12-34-329-043.

Attorney Hamameh asked whether or not an agreement had been signed.

Janine replied that there was no agreement and that this was just by petition.

Clerk Lilley indicated that the bottom-line is that it is to give applicants that chose to be financed for a hook-up to the sewer system.

Trustee Powell questioned that since we are down to five, does it make sense for the Township to have a fund to support this request without going through the S.A.D. process. This being a voluntary S.A.D. and nobody is opposing it. He further asked if the price per home is the same spread over the now five people, in other words it's not different for everyone is it?

Janine replied that it is different for everyone as the price is based on their personal estimate.

Attorney Hamameh noted for clarification that this is the second step in the process of three steps. The intention, the establishment and the confirmation of the rule. The resolution you have in front of you actually schedules the public hearing on the Special Assessment Rule. This establishes the district.

Charles (indiscernible), 417 White Lake.

Questioned if there is any risk discharging the public waterways instead of the sewer?

Supervisor Kowall replied that at this point in time they are not mandated to hook-up as their systems are not in failure. This is merely an opportunity to hook-up.

Diane Shanowsky, 2205 Teggerdine Road.

She wants to make sure they will not be stuck in an issue like they did with Pontiac Lake. That became a huge problem and she wants to make sure the Board crossed all its "T" and dotted all its "I", so that the rest of us won't be on the hook for what might or might not occur.

Supervisor Kowall replied in the affirmative with a thank you.

Brad Connell, 1244 Castlewood.

He is curious when the funds will be released. He is on one of those five and cannot get his electrical panel until funds are released. He is wondering when to expect that to happen.

Mr. Potter replied that essentially because this is a special assessment district, they do need to go through the special assessment district process. Unfortunately there is no way to circumvent that. As soon as they are authorized to release those panels they will do so immediately.

Attorney Hamameh indicated that this is the public hearing to establish the district. The next one will be to confirm the role and be about the dollar amounts. The public hearing is scheduled on June 13, 2017 township board meeting.

Treasurer Roman indicated that assuming the role is confirmed at the June 13, 2017 hearing the funds will be released.

It was MOVED by Treasurer Roman, SUPPORTED by Trustee Powell to close public hearing on the Special Assessment District for Castlewood Sanitary Sewer Connection. The MOTION PASSED by a roll call vote (Kowall-yes/Lilley-yes/Roman-yes/Powell-yes/Voorheis-yes/Smith-yes).

RESOLUTIONS

- A. RESOLUTION #17-009, RESOLUTION TO ESTABLISH SPECIAL ASSESSMENT DISTRICT FOR CATLEWOOD SEWER CONNECTIONS.**

Treasurer Roman has taken the cost estimates prepared by the engineers and rolled those totals up for the five remaining parcels and that is what is on the draft here. We are looking at a total cost right now that includes contingencies of about \$114,000.00. When this process started we did let the respective participants know that some of the cost would be ineligible, in particular abandonment of septic tanks, design fees which have already been paid, easement preparations and final expectations. When you take those out we are looking at funding at right about \$107,000.00 in total. The intent right now is to go ahead and fund that using our PA 188 Account as opposed to bonding this out.

At this point in time with five parcels, five homes, those five homes will be responsible for paying back those funds.

Comment by Trustee Powell is that this is an extremely advantageous process for anyone that wants to connect to the sanitary sewer system. It allows the homeowner to connect and spread the payment over ten years. The Township is really trying to do whatever we can to make it as easy and affordable as possible to connect to the sewer system. He is hopeful that Supervisor Kowall will start a new list of potential applicants to help in the future.

It was MOVED by Treasurer Roman, SUPPORTED by Trustee Powell to approve the Resolution #17-009, Resolution to Establish Special Assessment District for Castlewood Sewer with amendment to remove parcels Y-12-34-331-026, Y-12-340-329-328, and Y-12-34-329-043. The MOTION PASSED by a voice vote (6 yes votes).

B. RESOLUTION #17-011, RESOLUTION DECLARING INTENTION TO CREATE A SPECIAL ASSESSMENT DISTRICT FOR M-59 WATER MAIN EXTENSION CONTRACTS 5, 6, & 8.

Clerk Lilley advised that we looked at people that were involved in prior watermain extensions. Out of that group the Board tried to generate some revenue in a number of instances both on 5, 6 & 8. We gave people an opportunity to pay in cash with no accrued interest. Those that chose were able to do a payment program and without the interest. Those that didn't want to take advantage of that were charged the accrued interest of 8.5%. We were able on a number of people to generate cash for their watermain. These people were the large amount of people who chose to take advantage of the S.A.D. On behalf of the Township he believes they did a great job at generating revenue for the township.

Supervisor Kowall commented that it was a successful program.

Treasurer Roman commented that he was pleasantly surprised that this was on one S.A.D.

Attorney Hamameh answered that there was just one special assessment district.

Trustee Powell asked if there was an approximate cost for this special assessment district.

Janine indicated it has not been totaled up.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Voorheis to approve the Resolution #17-011, Resolution Declaring Intention to Create a Special Assessment District for M-59 Water Main Extension Contracts 5, 6, & 8. MOTION PASSED by a voice vote (6 yes votes).

C. RESOLUTION #17-012, COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Supervisor Kowall stated that essentially what this program does is allows us to be a member of this particular program to help persons in our community that may not have the economic needs to do home repairs or other needs they may have (i.e. furnace, roofs, etc....). He does not have a grant figure that they may acquire this year. He stated this is a necessary action required by the County for us to join this program.

It was MOVED by Treasurer Roman, SUPPORTED by Trustee Powell to approve Resolution #17-012, Community Development Block Grant Program. MOTION PASSED by a voice vote (6 yes votes).

D. RESOLUTION #17-013, TOWNSHIP REIMBURSEMENT OF EXPENSES

Supervisor Kowall stated that this will allow for reimbursement of expenses related to bonds

Clerk Lilley indicated that this resolution was at the request of the bonding attorney. It will allow for any moneys expended towards a project could be reimbursable with bond proceeds.

It was MOVED by Treasurer Roman, SUPPORTED by Trustee Voorheis to approve Resolution #17-013, Township Reimbursement of Expenses. MOTION PASSED by a voice vote (6 yes votes).

E. RESOLUTION #17-014, LIBRARY REIMBURSEMENT OF EXPENSES

Supervisor Kowall stated that this resolution, as indicated to the Library Board last night, would allow them to reimburse themselves for expenditures paid out for their bond.

Clerk Lilley agrees with Supervisor Kowall's description and states that he is sure that the library has expended funds and would like to be reimbursed for the same.

Trustee Powell clarified that this is not the bond issue. That this is to approve that when the bonds are sold for the reimbursement, but this does not approve the bond sale. He further stated the bond item is not even on the agenda tonight.

Supervisor Kowall confirmed that is correct and that the bond item is not on the agenda.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Smith to approve Resolution #17-014, Library Reimbursement of Expenses. MOTION PASSED by a voice vote (6 yes votes).

F. RESOLUTION #17-015, WEST NILE VIRUS PROGRAM

Clerk Lilley indicated that this is a resolution that will allow us to seek reimbursement funds from Oakland County for the West Nile Virus Fund Program.

Supervisor Kowall stated that this Program is the County's attempts to eliminate or minimize West Nile Virus at no cost to the citizens.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Powell to approve Resolution #17-015, West Nile Virus Program. MOTION PASSED by a voice vote (6 yes votes).

NEW BUSINESS

A. CADET PROGRAM

Chief Keller stated that the Cadet Program was initiated in 1996 under Chief Ronald Stephens. The program served as an apprenticeship where individuals gained valuable experience in the police field with the intent of working in law enforcement once they completed their studies. Unfortunately, the program was halted in 2008 due to budgetary concerns. Today the police department is fiscally sound and would like to start the program up again. It has two positive effects for the township. First, is that it will free up officers and dispatchers to do their jobs. The cadet position will be assisting dispatch, records, and patrol with various duties since our police department is smaller.

Secondly, the landscape has changed significantly making it difficult to hire quality police officers. There aren't enough police candidates to fill the vacancies. This program will give us an advantage and a pool of candidates that we are familiar with and who already have an understanding of our police department and community.

Treasurer Roman inquired as to the age bracket of the recruits and their education level of those to be approved. He questioned if this would be a middle school or high school thing.

Chief Keller responded that this would be college students with an interest in criminal justice. This will be a part time job and they will have to be enrolled in college with an aspiration to be a police officer. They should graduate college within 3 years and they will graduate from the program and we will get new cadets in.

Treasurer Roman asked if this would be rolled out to the high school kids, just to let them know that the program is out there.

Chief Keller assured that he has been to the high schools and has been to a couple of speaking programs there to advise the students of the same. He believes it would be great if people from White Lake could complete the program and become police officers in White lake since they already know the community.

Supervisor Kowall recited "Grow our own, so to speak."

Trustee Powell reiterated what Chief Keller indicated regarding the program being halted due to budget restraints in 2008. He further questioned what the expenses of this program are.

Chief Keller indicated that it would be the salary of the cadets, \$15.00 per hour. This way they will be responsible for their actions. This is what you need to do to be paid.

Trustee Voorheis questioned whether it was a success when done from 1996-2008.

Chief Keller indicated that we hired a dispatcher out of it and had a cadet that is now a Wolverine police officer because at that time they weren't hiring. He furthered by saying that it truly is the goal to "grow our own". He closed by saying that the previous program only had one full-time position and he is going to break it down to two part time positions.

It was MOVED by Supervised Kowall, SUPPORTED by Trustee Smith to approve the Cadet Program. MOTION PASSED by a voice vote (6 yes votes).

B. CONSIDERATION OF TENTATIVE AGREEMENT FOR MICHIGAN ASSOCIATION OF FIREFIGHTERS

Clerk Lilley asked if any firefighters were present. He indicated that there has been considerable work in the negotiation process with the township attorney and supervisors. It has been a long negotiation process. The Agreement presented to the township tonight kind of mirrors the hard work that went into that process. It will keep the stations manned, including the Ormond Road station. He thinks everybody did a great job on this and that it needs to move forward as the people want station 3 manned.

Supervisor Kowall indicated that it has been a slow transition, but we will get to a point where the services will be there for the benefit of the community.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Voorheis to approve the Consideration of Tentative Agreement for Michigan Association of Firefighters. MOTION PASSED by a voice vote (6 yes votes).

C. LAKE POINTE (PRELIMINARY STIE PLAN & REZONING).

Sean O'Neil referenced the packet before the Board titled Lake Pointe. This is a similar project with a similar name that was approved about a dozen years ago, with a little less density but same kind of concept, which is a condo development. There are 57 units proposed (see screen) and it is right on Union Lake Road next to Bucovina and Independence Village. This project was before the Planning Commission on both May 4, 2017 and May 18, 2017. There was a public hearing held on both dates and those minutes are coming down and will be emailed to you as well. The Planning Commission approved the preliminary site plan for Lake Pointe, as well as made a motion to recommend approval of the rezoning from LB (Local Business) and R1-C (Single Family Residential) there is currently a split zoning on these two parcels to PD (Planned Development). If they achieve approval tonight they will move into the final phase. These are targeted to be empty nester type products with plans of 2 or 3 bedroom ranches units with option for a third upstairs bedroom. Very compatible with surrounding uses. The department is comfortable this land use/arrangement subject to all the final approvals.

Cliff Seiver, Project Engineer. With him this evening is Jack Nelson the applicant, with DG Residential sales. Mr. Seiver stated that this project was in front of the Board back in 2005 proposing an 89 unit condo development, and the maximum of 91. In October of 2005 the Board reached a consensus of 78 units. He recalled that Trustee Powell wanted 72 units. The project now that is proposed represents 27% less units than what the Board was comfortable with. As indicated it is 57 units, two bedrooms, with a 3rd bedroom option. These units measure from 1450 to 1,800 sq. ft. They are much larger 6 duplex units and 16 three-plex. Tried to do things to open it up a little more. The entrance show a building at both the south and north ends with a distance of 180 feet. We purposely tried to open up so that it doesn't feel like an apartment complex. They made the front units smaller so they look like larger single family homes rather than duplexes for the view when coming down Union Lake Road. The attempt was to try and open it up. The market is for empty nesters. We believe that these units will have basements, ranch style with an option for a third bedroom. We also provided sidewalk connections to Independence Village to the north. This would create a network with Independence Village. He believes this summarizes what this project is about.

Trustee Powell questioned Sean O'Neill as to whether the Planning Commission was okay with the number of guest parking. He referenced that there appears to still be enough room for additional guest parking.

Sean O'Neill indicated that the Planning Commission was of the opinion that the number of guest parking shown would be sufficient and on street parking on one side of the street would be allowed and

they would be posting no parking on the opposite side of the street. They haven't determined which side yet, but one side of the street will allow for parking.

Trustee Powell questioned if the project will come back before the Board for rezoning of this project.

Sean O'Neill stated that the request is two-fold. One is for the preliminary site plan approval and the second action we are requesting tonight is the rezoning of the properties from LB (Local Business) and R1-C (Single Family Residential) to PD (Planned Development).

Trustee Powell questioned if they needed a public hearing for that to which Mr. O'Neill advised that the Planning Commission held a required public hearing. The only thing that would need to come back to this Board is the development agreement.

Trustee Powell asked Mr. Seiver the ballpark price on a 2-bedroom unit. Mr. Seiver replied he understands it will be in the \$280,000.00 range or upper \$200's.

Trustee Powell further stated that this is desperately needed in this community and he needs to move in (laughter). He can't imagine a better use of this property. The only issue he has at all is the storm water system. He indicated that this is a retention based system. He questioned whether all the storm systems were perforated pipe or just the perforation in the bottom of the basin. Mr. O'Neill indicated that it is just the bottom.

Trustee Powell indicates that the Township Engineer pointed out that there are some garden windows that are fairly close to the high water elevation and he shares their concern. If something is not right there is an opportunity or disadvantage of the water rising to those garden windows. He didn't know if there is more of an opportunity to make more of the storm piping perforated. Mr. O'Neill stated that right now from the walk-out basements around the perimeter of that retention basin we have six inches of freeboard and I think they suggested a little more freeboard would be appropriate. Certainly a foot would be more standard. The system has an overflow system. If they reach particularly high waters there are some catch basins in these backyards that are purposely set at the high water elevation. So what would happen is rather than any high water coming up into these units it would start to overflow and out to Union Lake Road. It is a basin the size of two-consecutive one hundred year storms which is a pretty huge capacity. Another comment regarding too fast of percolation can be addressed. They plan to work with Johnson Anderson to work with the Township standard.

Trustee Powell appreciates the design and is in full favor with the provision that Johnson Anderson take a look at it.

Treasurer Roman is curious if there are water and sewer mains in the front of the property now and if not are you going to bring the lines south or north and how far.

Mr. Seiver stated that currently there is a watermain that runs the entire frontage of the property and they do propose a loop water systems to connections of that watermain. The sanitary sewer actually terminates at the north property line at the union lake right away and that will be extended to the southerly frontage of Union Lake Road.

Clerk Lilley recalled that there is a ton of sand on that property. He does want to see us start through the planning commission stand point, bylaws or master deed the maintenance of the retention area so that it's kept. To keep it working like it should be.

Mr. O'Neill indicated that they would make sure there is a storm water maintenance in place. It will likely be an exhibit.

Supervisor Kowall is very familiar with the site. He supports the reduction in size and believes it adds marketability to the area and likes that they are not stacked on top of each other. He is very much in support.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Powell with amendment to include subject to the review letters of our consultants and staff the Lake Pointe (Preliminary Site Plan & Rezoning) #17-006. The MOTION PASSED by a voice vote (6 yes votes).

D. NOTICE OF INTENT TO TRANSFER SOLID WASTE COLLECTION AGREEMENT

Supervisor Kowall indicates this is a request to transfer the contract from one hauler to another. He understands that they can buy and sell us.

Mike Probes, Republic Services. He stated that Republic has been in this market for two decades. As they have grown they have built great relationships. At this point in time it is tough out there right now and they will still exist out there for commercial, but it is not viable for them to stay with residential. They have thought long and hard about this and when GFL entered the market they figured they could transfer all their residential services

Trustee Powell stated that Republic is all over all of SE Michigan. He believes there is an advantage to approve this or they would have to go out and re-bid it out. GFL is a Canadian company that has purchased the Rizzo Company that was recently been made infamous in the news with their business dealings. He asked Mr. Probes if they would be purchasing their trucks. He confirmed that the service stays the same and questioned about the equipment.

Mr. Probes indicated that GFL is a very good company. He does not want people getting the impression that this is Rizzo 2.0. They have taken Rizzo out of the market. They are a very competitive company.

They are bringing in all new equipment. They may bring in front load trucks or ASL depending on the operation need.

Trustee Powell questioned where they would be tipping. In a landfill here or shipping to Canada.

Mr. Probes stated that the trash will go to the exact same location, Oakland Heights Landfill.

Trustee Powell asked about residents with damaged bins and discussions with the Township to get them new bins, which hasn't happen due to GFL negotiations and wondered where this issue lies.

Mr. Probes stated that in his conversations with GFL, any cart or bin issues will transfer over and they will fully support them.

Supervisor Kowall indicated that the transition date would be sometime in July.

Treasurer Roman questioned that he heard Republic was keeping Commerce Township and wondered if they just underbid White Lake.

Mr. Probes stated that Commerce Township was a unique community that was handled out of their Wayne office. When they merged with Allied they moved Commerce out of their Pontiac office. They will move Commerce back to where it originated from.

Treasurer Roman asked that Mr. Probes pass on his disappointment with Republic. We signed a deal with them to haul trash for five years and he feels that they quit on us.

Clerk Lilley asked from a citizens standpoint will garbage days change.

Mr. Probe indicated the only change will be new equipment.

April (indiscernible), 9857 Elizabeth Lake Road.

Questioned in regards to the trucks, if were getting new trucks will we have to pay for new bins. She further asked if we could get bigger recycle bins.

Mr. probe replied that there will be no change.

Attorney Hamameh asked for the opportunity to look into and work with them regarding the language. She indicated that whenever they enter into a contract that is this valuable they do background checks as well. She suggested that the Board authorize the supervisor to review and approve in consultation with counsel

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Powell to approve the Transfer of Solid Waste Collection Agreement from Republic to GFL with amendment that Supervisor is to review and approve in consultation with counsel. The MOTION PASSED by a voice vote (6 yes votes).

- E. RELIANCE BUILDING CO. TIME EXTENSION REQUEST FOR VILLAGE ACRES WATER TREATMENT PLANT.**
- F. SUBMIT VILLAGE ACRES WATER TREATMENT PLANT PROJECT CHANGE ORDERS 10-21**

Aaron Potter indicated because of some change orders and as was discussed last month, they did not have contingency in this project we also did not authorize the township supervisor or another representative to approve change orders over \$5,000.00. There are some delays due to the change order of the orthophosphate system and the pressure relief valve. Because of those costs, and the lead time to order those parts and Reliance is requesting a time extension to get those pieces of equipment in.

Supervisor Kowall recognized the remarkable progress made and indicated that it is a very impressive project and that there has been some water pushed.

Aaron Potter commentated that they are substantially complete now. They are able to run the plant semi-manually. They are able to run the plant now but must be there to monitor it. The plant does operate even though we don't have the orthophosphate system in place, we do have barrels over there for a temporary system. We are happy with the work so far. Painters are there now working on the floor. You will see a lot of changes in next few weeks.

Supervisor Kowall acknowledged a hats-off to Johnson Anderson Engineers for this project. There have been a number of supply change events that caused a series of delays for this project and at this time he believes they are only 1.99% over the projected cost, which is pretty darn impressive.

Clerk Lilley indicated that Aaron did a great job explaining it to him. He asked Mr. Potter is there would be any additional engineering fees and it is his understanding that there will not be any additional costs. He further stated that there were never any contingencies nor was there any authorization from the supervisor or water director to approve any of the change orders. He believes that a project this size, it would be reasonable to believe that a 5% contingency would be reasonable. He is aware of some recommendation of additional concrete changes.

Trustee Smith added that she was given a very extensive tour of the treatment plant and she and Mr. Potter went over every reason for the change order and she believes they are in fact necessary to have this up and running and properly serve our residents. She thanked Mr. Potter for the tour and for the fantastic job he is doing.

Supervisor Kowall and Mr. Potter commented for the public's knowledge that they plan is testing at 0.02 to 0.05 ppm of iron testing results. They furthered that 0.03 is the level where iron is visible.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Smith to approve the Reliance Building Company Time Extension Request for Village Acres Water Treatment Plant and to approve the Village Acres Water Treatment Plan Project Change Orders 10-21 with amendment to authorize the remaining 3% or \$60,000.00 to complete the project. The MOTION PASSED by a voice vote (6 yes votes).

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Smith to approve the Reliance Building Company Time Extension Request for Village Acres Water Treatment Plant the MOTION PASSED by a voice vote (6 yes votes).

G. 2017 MMRMA RENEWAL

Supervisor Kowall indicate that this is essentially the insurance policy that the township pays for its risk management fund for all of its assets; liability, vehicles physical damage, fire/EMS replacement cost, property and crime, and sewage system overflows. This is an annual premium that is required by law for us to have. It's comparable to property insurance.

Trustee Powell questioned Page 1 of 6 that reads:

B. Member Obligation – Deductibles and Self Insured Retentions

Charter Township of White Lake is responsible to pay all cost, including damages, indemnification, and allocated loss adjustment expenses for each occurrence that is within the Member's Self Insured Retention (hereinafter the "SIR")...

He questioned what that binds us too.

Supervisor Kowall confirmed.

Treasurer Roman referenced that there is a very minor deductible when Sean O'Neill's car was totaled.

Supervisor Kowall discussed he was pleased with the claim regarding the chimney damage at the hall across the street.

It was MOVED by Treasurer Roman, SUPPORTED by Clerk Lilley to approve the 2017 MMRMA Renewal at a cost of \$301,178.00. The MOTION PASSED by a voice vote (6 yes votes).

H. FIREWORKS PERMIT FOR CEDAR ISLAND LAKE

It was **MOVED** by Clerk Lilly, **SUPPORTED** by Treasurer Roman to approve the Fireworks Permit for Cedar Island Lake for July 1, 2017. The **MOTION PASSED** by a voice vote (6 yes votes).

I. FIREWORKS PERMIT FOR WHITE LAKE (CITIZENS LEAGUE).

It was **MOVED** by Clerk Lilly, **SUPPORTED** by Trustee Voorheis to approve the Fireworks Permit for Cedar Island Lake for July 1, 2017. The **MOTION PASSED** by a voice vote (6 yes votes).

J. CEDAR ISLAND LAKE REQUEST FOR MARINE SHERIFF PATROL

Laura LaRosa, 10053 Cedar Shores.

She states that the state doesn't require anyone 21 years old or older to have any kind of training/certificate or licensing to drive on the lake. You can purchase anything you want that drives 50mph and drive it on the lake. Our county does not have the funds to provide a marine sheriff to patrol. This is a perfect opportunity for our township to help those interested in keeping our lake safe.

She sent each Board member the statistics provided to her from the marine sheriff. In those stats there were 105 patrol hours, 71 warnings and 1 ticket issued. She reiterated that 71 times the sheriff could have issued tickets, but instead they chose to educate the people, unlike the state. She and a group of people from the lake have raised funds to hire the sheriff and a petition really isn't necessary. She met with Supervisor Kowall who suggested they garner a petition of 51% of the lake residents. She believes this would be very expensive at her expense and very time consuming. She followed Supervisor Kowall's suggestion and went to the township window to obtain labels and they wanted \$5.00 per sheet and there were over 20 sheets. It is very, very expensive and the point is there is no need. They already have a resolution and contract. This isn't like a S.A.D. because no one is stuck with it, it is 100% voluntary. If you chose not to participate then you don't have to pay. We are not counting apples to apples when you talk about a S.A.D.

Lastly there is no petition necessary to ask the sheriff to come on our lake because if you read their website they are charged with the responsibility of patrolling the lakes in Oakland County. They have jurisdiction, they just don't have the funds. We don't have the education in place, so it is up to us, as residence. It's an educational tool, it is not harassing. She is disappointed that she has to come up here and beg for something she's willing to spend her money on. She's not asking you folks to help her do something immoral or illegal. She asking you to help her keep our lake safe. She offered other statistics.

Chris Simpson, 10043 Cedar Shores.

He's a bit appalled to be here to ask for permission to have the marine sheriff on the lake. He wants to invest that money of his neighbors and his family, he doesn't think you have the right to tell him he

needs a petition. He is appalled that you would even suggest that they need 51% of people here to afford them to safely be out on the lake. It's not coming out of your pocket, its coming out of theirs. He cannot even tell you how many people he's seen almost killed on the lake since he was five years old. He reminded the Board that they have a moral obligation.

James (Indiscernible), 9848 Brandon.

He has spent 40 summers on the lake. He lives on the narrow part where everyone likes to speed by. He indicates that it is so bad by his house that his kids were told not to dive off the dock. It has gotten so bad with the Jet Skis now. When you get a boat going 50mph down the lake at 3 o'clock in the morning you wonder who or what they're going to hit. He believes we definitely a patrol. He is known as the cookie ladies husband and he thinks we need it and they're willing to pay for it so they can have it.

Linda Ray, 10001 Burgess Court.

She is not on the main part of the lake. She doesn't know where the statistics are coming from as she understands there were 300 contacts and/or warnings. She wasn't aware there was one ticket. She questioned that in it of itself if you're not giving tickets are you really making the lake any safer? She questions that if you're not getting a ticket then you go back out and do it again.

Her point in the beginning was that this has not been transparent. That they want a democracy. They want those that live on the lake to vote. They have policed themselves for over 40 years. If someone could show her where the need is she would gladly pay for it, if it represents what the majority want. The problem is the majority has not had a chance to vote on this. She questioned the validity of the email vote. Her point is to give them the opportunity to vote. She asked the township for labels and got the whole lake for \$12.00. Call a meeting for us, if you don't show you don't have a vote, but give us a chance to really vote on it.

She indicates that the marine sheriff lives by her and he's not on the lake all the time. She indicates that he just sits there and she has pictures to prove it. She further stated that he stops people for no reason. She asked that they give us a chance to vote at a meeting with transparency.

Trustee Powell indicated that the reason we are very careful with S.A.D. is because we are assessing money. It is critical to be careful because taxation without representation is illegal. He knows that weekends are crazy, he grew up on the lake and is a licensed scuba diver who was snagged by a boater one time. He questioned what her objection to the police being out there.

To which she responded that her objection is that a small group of people made this decision for the whole lake. They have 326 people and only a small group that paid.

Trustee Powell asked if you had a billionaire who lived on your lake and he offered to pay for a police patrol 24/7 at no cost to anyone, why would you not like that.

To which she responded that nobody should be able to dictate what everybody else does on that lake.

Trustee Powell doesn't believe that is dictating he thinks it's allowing someone to assist you. He compared if you had someone to clean your water so that it is drinking water safe you would rather a vote of the people before safe drinking water.

She believes in a democracy.

Patty Page, 735 Ranveen Street.

The whole point of this is that it is not a democracy, it is becoming a dictation. Our president sent out an email two or three years ago asking if they were interested in a marine patrol and the answer was no. The majority said no. That's when a few people did it on their own and decided to pay for it. She indicated that technically they did put out to vote and when they didn't get the answer they liked they did something different. That is the problem and why everyone is upset. She recalled a meeting last year when misrepresentations were given by the president.

Maureen Thomas, 9832 Coledale Court.

She reminded the Board that she sent an email Sunday night to each of them and hoped that they received it and had a chance to review it. She is the President that Ms. Page spoke of. She indicated that the sheriff contacted them to see if they would like a sheriff on their lake. She stated that they sent out an email, which is what they do on their lake, even with the fireworks. She stated that it is kind of informal. She furthered that an email was sent to everyone who provided an email and that the majority of the responses were in favor of it and willing to pay for it. She did state that a lot of people didn't respond. Some people were against it. She kept track of everything and she gave that all to the prior supervisor as he asked for it. He saw who the email went to, the number of people, he saw how people voted, there were people who called the office later and complained that they didn't get to vote when in fact she had them recorded as voting. So he saw what was going on. The prior supervisor told her that they had done what was needed to be done and we had the sheriff on the lake that year.

The next year the sheriff was again on the lake. She stepped aside the following year because she didn't want any issue with the fireworks, as she was part of that. The next year is when people started complaining. There was a public hearing and people complained then, but she feels that if a petition was necessary they should have been told following the public hearing, not just spring it on them a few weeks before boating season. The fact is if you say we have to have a petition then you can forget the sheriff on the lake. There are people who want it, but will not sign a petition. There are couples where the husband doesn't want it and the wife does, so she paid in cash. There were anonymous donors in favor of it that want to stay anonymous.

They did the best they could. They definitely need it. She stated that the Board did their job. They were told they had to sign a Resolution and a Marine Patrol Agreement, which they have done for the last three years. There was a democracy. She thanked the Board for the approval of their fireworks, but reminded there was no vote for that either, just volunteers that got together and raised the money.

Howard Gustason, 1045 Degrande.

He had the privilege of working on his house for 30 years on the lake. He stated that he probably uses the lake more than anyone. He doesn't think there is a problem. He believes that the majority of the people being unsafe don't live there. He believes they are the people who brought their boats in off the launch and took their trailers somewhere else. It's a two trailer launch. We need to govern our boat launch better. We need to make it so only a few people can come on it, not the 14-15 that are. He also believes that the speed limit on Oxbow Lake Road needs to go back to 25mph because that boat launch is a dangerous place. He feels it's ridiculous that it is 45mph. We don't need police, he's been policing for years. If it's 3 o'clock in the morning, the cops aren't there anyways. The people have to govern their families. If your kids are out there making trouble, the parents need to take care of that. The police couldn't do it anyway, because he's not there at that time. He agrees that they need to vote on it and make a decision. He knows a guy who got a ticket for not having a life jacket on his dog. He closed by stating that it's getting crazy. We need cops at the boat launch, not the lake.

Frank Schipani, 487 Burgess Drive.

He has been a resident for 47 years on the lake. He was also a White Lake police officer for 4.5 years and 39.5 years with the Sheriff's Department. He at one time ran the Marine Division, but is now semi-retired. He has been on the dive team for over 40 years and has recovered over 130 bodies. There have been 6 drownings on their lake. He noted there have been several accidents on their lake. He told of a jet ski carrying three small children and a boat with men drinking beer, he referenced it is like I-75. If you see the state police on the side of road you slow down. He stated that perhaps the no ticket is his fault. He lives on the lake and he didn't want all his neighbors mad at him. He asked the guy to give them a break, just explain the rules. He furthered that them just being out there makes people obey the rules because they see the boat.

Before 2008 we had a \$103,000,000.00 budget, we got cut down \$180,000.00. The only way they can patrol the lake on a regular basis is by contributing. We try to patrol at high peak times, but we just don't have the money. He's the boat mechanic now and doesn't need another boat to repair, but thinks it's best for the citizens. He stated that the people on the main parts of the lake want it, the people in the canals, like him don't care. He knows there is stuff going on, he sees things, he doesn't go out and write tickets even though he can. He doesn't see a reason why you wouldn't want it except to break the law.

Sherri Woodbeck, 10052 Cedar Shores.

Sixteen lakes in this county have sheriff patrols. The Board thought it was important enough to sign the 2016 – 2018 Resolution and the Oakland County Sheriff's Office 2016-2018 Marine Patrol Service Agreement with the Charter Township. The donors are passing a single check through the Township which in turn passes it over to the Marine Department. That is your total obligation. We didn't vote on the fireworks. There was no petition for that. Everyone hates something. You all, the former Board, found it important enough to do that with the exception of Mr. Kowall who has requested this 51% petition. She reminded that the sheriff has jurisdiction on that lake. She agrees that it's the people who use the public launch. She has been pulled over and received a warning that she was thankful for. She is not wealthy, but made a simple donation. She was thankful for the meeting at the golf club because they now have more participation because people are aware of it. Asking you to re-up the agreement and honor it.

Joe Ray, 400 Coledale.

He's been on the lake 39 years. He stated that the problem with the previous metaphor about cleaning your water for free is that yes I'll clean your water for free, but I'm going to park a bulldozer in your yard for six months. There are negatives to everything. They have to deal with getting stopped by the officers for doing nothing wrong, simply for a safety check. He stated that police officers can't do that when you're driving down the road. The marine officer can. He declared that it is not that he wants to do anything wrong, but he doesn't want to be hassled. He works a lot and when he can get on the water he doesn't want to be hassled.

He personally was towing a tuber and got cutoff by a pontoon, all while the sheriff was there, and the same pontoon came back and cut him off a second time almost causing him to stop dead in the water and the sheriff who saw it happen did nothing. They are out there for four hours a week how is that making it safer. If someone is going to go out there and do something wrong then they'll go to the sandbar and drink more beers until the officer is gone and only after they've been drinking for four hours. The first year they were out there the sandbar was full and as soon as the sheriff left, the sandbar emptied.

It's not the officer's job to educate people; if you own a boat you should educate yourself. It should have been brought to a vote. This is a last minute thing and you can see the people here against it and we only had an hour notice. If there is a vote and 51% say they want it on the lake then they'll deal with it. The fact is that these few people, 30 people out of 380, that's less than 10%, want the officer on the lake and some are so ashamed they don't want their names out there. Obviously they know their neighbors don't want it, but they're going against the will of everyone else. He questioned what's next? Curfews? How far can we let this group go before we stop them? He closed by stating let's have a democracy and a vote.

Kevin Atkinson, 9808 Mandon (prior residence 382 Lakeview).

He has lived 55 years on the lake. He has seen accidents. He's seen jet skiers go between him and the tuber he was pulling. It was a 13 year old kid driving the boat. He found the dad facedown drunk on the beach. He learned that the parents gave the keys to the kids and said to have fun. We are allowing the parents to hand their keys to the watercrafts to their kids and say have a nice summer. Without patrol this is what is going to happen. That Jet Ski will turn into a babysitter for the kid who cannot legally drive it. We all know the sheriff is not out there every day. It's the thought that he may be there that will make parents think twice before letting the kids take the jet skis out. When there is not thought of the sheriff out there that is when you are going to have problems.

Jane Anderson Moore, 398 (indiscernible) Drive.

She stated that she has met with Supervisor Kowall and they talked quite a bit. She cannot understand why anyone in this room would not want a sheriff on the lake. He's not there that often. She questioned people complaining about things happening when the sheriff is not there and stated they need to get on the phone. She seen when the sheriff wasn't there a boat full of kids went through a ski rope. When the police were called they indicated they couldn't do anything because they are not the sheriff. She has a raft and they come right up to it, people can't even swim there. Its sensible to the have sheriff out there. She closed by stating that it's not that often and not that many weeks, let's do it.

Lee (indiscernible), 484 Burgess Drive.

He's been on the lakes for the past 50 years. Every lake has its problems. He allowed the sheriff to park at his dock. When people say they're not out there he questions where they are because their gone from his dock for four hours. He stated when a police car goes down the street, he's happy to see it and it's the same way. He's happy to see the sheriff on the lake; he has grandchildren learning to ski.

Steven Cooper, 660 Ranveen.

He has spent his life with law and order. He is surprised to hear all of this. Enforcement is important if you're going to have rules. If there is no enforcement then nobody pays any attention. To say that you need a petition is an undue burden; make it the other way around. Those who don't want it see if they can get 51% or any sizeable percent. He compared that it's like going on M-59 and saying gee we have all these rules here. Let's get a petition to see if we really want all the traffic rules enforced here. Let's see if we can get 51% when we go to the stores and the owners aren't there to sign so we don't get 51% and therefore we're not going to enforce the traffic rules on M-59. These are laws that have been enforced up until the unfortunate downturn of the economy. He has known Sheriff Bouchard for years as he use to testify in his courtroom. He doesn't understand why anybody should be paying anything to have the sheriff's patrol the lakes. We should have patrols, we should have our laws enforced. He referenced Mayor Giuliani stating we must enforce the little rules, so people know. If we want to teach our children that there is no consequence because there's no sheriff, he doesn't think that's a good idea.

He lives on the middle of lake and he will not allow guest out on holiday weekends because of the drunk speeders. He asks that the Township approve the passing over of the money because that's all they're doing. If you want a petition ask those who don't want the laws enforced to obtain 51%.

Diane (indiscernible), 753 Golden Shores Drive.

She is concerned by the people that use the public access. She stated it is only supposed to hold 2 -3 people and she doesn't know how you get those people to vote on this. She thinks some people need to come live at her house and see what she and her husband do. They see people hit the sandbar constantly. She use to help people off the sandbar, but now she's sick of it. People are tearing up the sandbar. She furthered that a buoy that has marked the shallow water for 30 years was driven around into even more shallow water. She is tired of trying to educate people on the lake. It's not her job. She hopes they ruin a propeller.

Mike Markham, 640 Burgess Drive.

He questioned what is the policy that White Lake Township is supposed to adhere to. Is there supposed to be a petition or what?

Supervisor Kowall indicated that is a good question and he will turn to counsel, but will say there are two contracts. One is that Oakland County acts as the servicers for this and that is all. The other contract simply states that White Lake Township will act as the collector and pass money through. That's all that contract is. It is up to each individual lake to pursue a separate contract or agreement to more or less act as a purser for those funds.

He further stated what amazes him about all of this is you have 400 smart people living on this lake. You folks have yet to form a common ground with this lake. This has been an ongoing feud for years, it's like the Hatfields and McCoys. What gives? His suggestion regarding the 51% petition was to try and force some cohesion in all of your boards. I don't care if you have a sheriff on the lake or if you don't have a sheriff on the lake. He lived on little tiny Mandon Lake and he wished they would have had a sheriff on the lake.

Further, to answer your question is that the policy is arbitrary. He is trying to force the issue so that your lake boards/association groups, whatever gets their heads out of their (blank) and form a separate lake front property association. If you can walk out your door and put your toe in the water you should be a member of that association. I don't care what subdivision you live in or what bay, you really should be doing this. If you did, after hearing all of your history happening over and over again making the same mistakes... A wise person once said the definition of insanity is having the same behavior and expecting different results. He is not chastising anyone person or group, but you guys have to get your ack together. Because today it's the sheriff's patrol, in some near future in time it might be another event. There will be some kind of major improvement or issue on that lake and you all will be running up to the township and expect us to fix the problem. You folks need to fix the problems that how it

works. If you had the desire to do this, he guarantees he would help facilitate it in any way he possibly can. So we do not have these types of problems in the future. Everyone has skin in the game here because you all live on a beautiful lake. His personal opinion doesn't matter, but you folks need to get cohesion.

The reason everyone is here tonight is because he wants to discuss this. This wasn't something that could be just phone calls. People who have a vested interest in it are in this room. Now we could we facilitate a larger meeting...yes, but not in this room. That's why we need a new township hall.

Aaron Vanzetta, 420 Cedar Island Lake.

Lived on the lake for roughly 40 years. He loves that lake. He thinks what Supervisor Kowall said is pretty spot on. He doesn't care if there is a sheriff or not, he just wants there to be a vote. For everyone to have their voice heard. To have this at the last second without everyone being aware of it is wrong.

Supervisor Kowall stated that everyone in here has put the Board in a very vicarious spot. We chose to take the job, we chose to be the elected officials, you voted for us and everything else. Well people tend to not want to take the heat. He declared bring it on, because he doesn't care. He wants to make sure that you understand that he is not politically motivated. He doesn't need this job, he is semi-retired. He took it on to get this town out of the dark ages. We had some people here that weren't very motivated and couldn't get some things done. We now have some direction that the township is going in and I'd like to see it get there to make it better for each and every one of you and your family and friends. So that White Lake is a good place to be, a safe place – the 5th safest city in the state per capita. Our fire department, were improving that. It all has a bearing on your quality of life. But when do we hear from you? We only hear from you in this very small window every year. This will blow by and we won't hear from you again until you need something. Something the county won't help with, without an association. You need to get it together and do this. That's the bottom line.

This is our last season left on this agreement with the sheriff's department. He is going to think long and hard about entering into any agreement with any lake that doesn't have an association. He's going to force this down your throat in a nice way. It is only there to help you. He mentioned that Round Lake has a very nice association and they care no less than you. You have to try and work together somehow. He wants to meet with representatives. He can get volunteers from the Board to help; this is what we're here for. We're not here to throw something on you that you may not want. Were here to serve you. I sign the back of the check, which means I work for you. Whatever decision we make here tonight, half of you will like us and half of you will hate us.

Clerk Lilley wants to clarify and doesn't want anyone to take this the wrong way. When it comes to the fire permit that was talked about tonight. He drives over to Cedar Island Lake on fireworks night and you can hardly get into Cedar Island Shores Subdivision. He drives over to Mandon and you can hardly

get down there. As a board member, his vote for the fireworks is easy because he sees a great amount of public interest whether your lake residents or not.

He will never forget the last meeting at White lake Oaks. He was so embarrassed in particular for Supervisor Baroni who signed a permit which he thought in good faith he was doing it. Honestly he thought himself that it was a few that had requested the permit. Obviously Baroni signed it. He was very embarrassed for Baroni as he really was trying to do the right thing. He has to defend Supervisor Kowall for what he probably told people on some of the emails and when he met with you and told you to get a petition with 51%. I have to defend you Rik, as you are the new supervisor. Maybe that wasn't necessarily the right answer, but the result is the same thing. What we needed was to hear it from our rather than a few. And I think rather than coming to the Board and attacking us, and I think a lot of the comment was that we were going to pull the sheriff's department form the lake. I don't think that's true from my stand point. We all want to make sure your lakes are safe. He used to live on the lake and know that you don't go on the lake on the weekends. That hasn't changed. I think what he is looking for as a Board member is to get you people to come to the board and convince us that the majority of the people are in favor of the sheriff's patrol. What prompts this to happen is not the Agreement that White Lake Township signed with the sheriff's department and it's not the Resolution, it's the Marine Sheriff's Service Agreement.

He is in total agreement with Supervisor Kowall that the people need to get together. They could have made this job easier. He felt last time there was an overwhelming number of people that attacked this Board and the supervisor for doing the right thing. From his point of view, how he felt. He is here to serve you. He is here to make sure your money is well protected. You guys need to get it together and think about what you want to do collectively. Again he felt they were all unfairly attacked at the last meeting. Just need to get together and prove there is a consensus.

Trustee Voorheis stated White Lake Citizens League, White Lake Citizens League, White Lake Citizens League. She has access to White Lake. She doesn't live on the lake. Great organization. Tom De Santis is our President we don't have any of this and we are a much bigger lake than you guys. Last week I called Tom and said send someone in from White Lake Citizens League in to sign the contracts and wham, bam, thank you mam. We get along great. Fireworks July 1st. Call them. This doesn't happen on our lake. White Lake Citizens League!

Trustee Powell commented that he did grow up on a lake. He totally supports the supervisor's position because the 51% he's looking for is to get the majority of people to initiate the next step and create something like the citizens league for Cedar Island Lake. He believes he has been elected to help ensure the health, safety and welfare of the citizens of White Lake Township. Growing up on the lake he's seen the difference between having and not having a sheriff on the lake. He concurs that you behave better not knowing if he/she (sheriff) is out there. He is going to tip his hand a little bit and say that he would vote for honoring the current contract, but would seriously consider not doing this when the current

contract is up. If you guys don't have your act together next year you guys probably won't get my vote to renew this next year.

Clerk Lilley the application that is signed between the township and the sheriff's department is good for 3 years.

Treasurer Roman differs with most of you on this one. He has always been a proponent of lake associations. As for special assessment districts, you require everyone in a group to pay, you need a vote. He feels public safety is a little bit different. Public safety is a perception. Some people feel a little safer with the sheriff out there which he respects, but he reminds this is a public lake not a private lake. These people who want to pay for it are asking for public safety. If there was more money in the state, the sheriff would be out there anyway. He understands those who don't want it find it to be a hassle to be stopped out there, but it might save your life one day when the sheriff stops and tells you whatever it is. I'm totally for any group that wants to put marine patrol on a public lake. He stated that he would support it.

Trustee Smith wants to clarify the process. We are in a contract. She was contacted by many residents of Cedar Island. She said she would look into this further and she did. What she found out because she was not part of the Board that created the Resolution last year, initiating the contract. What she found out was our job, in a nutshell, is basically to be the go between. You tender us the money we guarantee it back to the sheriff's department. That's our job. Were in a hard place here. She understands that some people feel their voices have not been heard and they would like their chance to vote and have an all-encompassing big board, which she really encourages you to do as it will solve a lot of these problems and headaches. Then you can come to us with the consensus. That's our job as the Board. It is to just act as the go between. Public safety is her number one concern. She was elected to serve you and that includes keeping you safe. She dittos Clerk Lilley's comments. She voted in support of the fireworks. What you do provides a community event for our residents. She sees the point as she's a boater herself, loves the lakes and that what we all love about White Lake is we have access to so many beautiful lakes. She understands you don't want a sheriff out there harassing you, but our Board cannot control that. Our Board cannot send you a nice sheriff. We have no control on who they send to patrol your lake, we just contract them to patrol it.

She also wants to address the issue of last year. It was perceived that a small group of citizens presented themselves as H.O.A. and it is not an all-encompassing lake board. She encourages you to try your best to set up a lake board. She thinks the sheriff creates an atmosphere of safety. We cannot stop the sheriff from patrolling just like we can't stop White Lake from patrolling. If you as residents call them out there, they will come. If there was money available they will come and if the money has been tendered to us we should not stop them from coming. She's going to vote in favor of the sheriff department this year. Again encourages you to come back a little more organized next year. If next

year your lake board does not wish to have the sheriff my opinion will change because I will vote for the majority of your lake board.

Treasurer Roman stated there are two sides here. To him the reasons for the sheriff are much more compelling than the reasons to not have the sheriff and that's why I feel the way I do.

I don't think this is fair to put this whole position on Rik, I think it should be a Board decision.

Trustee Smith clarified that there was a lot of assumption that the board was automatically against this. That was a meeting with residents with Supervisor Kowall that the board is not privy to those meetings. We can't all be there due to the Open Meeting Act. So we didn't all have our minds made up. I wanted to hear from each and every one of you that wanted to be heard. She believes it was a suggestion.

Supervisor Kowall commented that it was a suggestion; he wanted to see what kind of reaction it would get. His job is he is the Chief Public Safety Officer. He's the guy that gets to go out when a 17 year old kid kills himself along with the Chief. I'm the guy that goes out when someone's house catches on fire to do whatever he can even if to just say I'm sorry you lost your house. It comes with the job. So all decisions are not easy, they're difficult. He believes in public safety and the Chief will back me to the wall. He will be in favor of a sheriff this summer to honor the agreement we had in place. However you guys got some work to do. One year, 365 days from now. You have to understand you need to have cohesion. At some point in time you are going to have a big problem. You need cohesion.

White Lake Citizens League will help you. It will make this 10,000 times easier on you. He shared that the Township is going to join the South Eastern Michigan Invasive Species Association. We have a terrible time with invasive species in our community. These things are environmentally in danger. Should you have some kind of weird invasive species go into your lake and you need to go into a huge program to control it, would be another example of something you may need to do. He is not a proponent of putting chemicals in the water, but you may have no choice. He noted another reason, there's a whole myriad of reasons. He would really like to reach out to the people who represent myself and other Board members, let's sit down with a cup of coffee and see if we can help you out. Try to put something together so you have true representation. This has been going on for years and it needs to stop. It's only going to work for you if you can get it together.

Attorney Hamameh questioned what the Board's intentions are with explanation why she's asking. The contract was signed with the county. The resolution that approved that contract specifically indicated that the supervisor was authorized to sign, conditioned upon entering into that second agreement. So step one would be having that separate agreement. If you're not presenting that today then you will need authority to execute that if in fact that's how the Board wants to proceed. The second step in that is that the contract with the county specifically requires the Township Board to submit correspondents in writing what length, the schedule being requested and the not to exceed amount to ensure that it doesn't go over the amount collected.

It depends on the pleasure of the Board, if in fact you want to go that route, to allow the supervisor to sign whatever agreements and/or correspondence to implement today is probably going to be the easiest way to do it. Unless you want to bring each lake agreement with each board/association separately for the Board's for approval.

Clerk Lilley He thinks it to be beneficial to bring the applications back before the Board in the future to be informative.

Trustee Powell is wondering and agrees that we need to vote on this and no other lake. He asked of Supervisor Kowall if the Board request you to sign the agreement would you feel more comfortable with that.

Treasurer Roman stated to put it to a vote today and take Rik off the hook. Make it a Board decision. Supervisor Kowall indicated that he is not too worried about being taken off the hook.

It was MOVED by Trustee Powell, SUPPORTED by Clerk Lilley to approve the supervisor to sign the agreement with the home owners association and to fill out the agreement with sheriff's office with all the data required to serve Cedar Island Lake with marine patrol for the summer of 2017. The MOTION PASSED by roll call vote (Lilley/yes, Roman/yes, Smith/yes, Voorheis/yes, Powell/yes, Kowall/yes with explanation).

Supervisor Kowall commented that it was his intention to get your attention.

Question from the gallery: The attorney said it was two year agreement 2017 and 2018.

Attorney Hamameh indicated there are two separate agreements. The agreement with the county is 2016 and 2018. The agreements with the associations are annual.

This Township Board authorized or directed the township supervisor to sign the contract with the association for this year alone. So next year the Township may choose to not sign that contract.

Supervisor Kowall called a five minute recess at 10:15 p.m.

Supervisor Kowall called the meeting back in session at 10:22 p.m.

TRUSTEE COMMENTS

Trustee Smith started with the Library Report – They met last night and it was the first time that these two Boards met and opened up the lines of communication and as library liaison she hopes to bridge that gap. Both have very exciting projects going on and they change. It was a great meeting. It was a special meeting, if anyone would like to see it, it was videotaped. It is available for the public. The

Library meets for its regular meeting tomorrow in the lower level. They are well on their way, they have a preliminary design if you'd like to see it. The preliminary design is scheduled to be approved 6-6-17 and their final design is the end of August. Gerry Harrington the Friend of the Library President came here to speak tonight and she just wants to clarify that no decisions have been made. It is just opening the lines of communication, possibilities, exploring what can and cannot happen, where we can share cost to save our residents. As of now the library is on track as the voters have spoken with their millage and bonds and proceeding.

As mentioned she had a great tour of Village Acres iron filtration system. It is very intricate and neat to see. Looking at middle of June to have it running. She thanked Arron for the tour. She attended and received a certificate from MSU for the Michigan Water School. It was really neat as we all know water is a huge issue in White Lake and we need to get a handle on it. She stated that she learned a lot there – it covered everything there is to do with water in Michigan (i.e. filtration systems, invasive species, waste, etc....). Trying to learn as much as possible about it.

Trustee Smith announced that Sunday, June 11, 2017, is the White Lake Police Department from 12pm – 4pm. It's free. Lots of activities and really fun. Both she and Trustee Voorheis will be there serving slushies. You get to dunk police officers, the library does balloons, the kids can take police car rides and she hopes everyone makes an effort to come.

I like forums to be as productive as possible and be about township business. I don't agree with those that wish to attack our Board members for any reason. Sometimes it's unfortunate and sometimes there are political attacks and that needs to be understood those are very real. She will help create a kind and caring community. She will spend her time doing good and to serve our residents to the best of her ability.

Trustee Voorheis indicated there was a Vision Session on May 10, 2017. There were 30 to 40 people there dealing with the master plan of White Lake. They had some good comments, great suggestions and they are in Sean and Jason's hands now.

Two of her favorite social activities are: 1) White Lake Citizens group does a fundraiser at the White Lake Inn to fund the fireworks on White Lake. All you can eat pancake breakfast \$6 adults, \$3 kids from 8:30 am to 11:30am. Memorial Day, May 29, 2017; and 2) the White Lake Social Club Event on Saturdays from 7-9pm. A great thing for the special needs people in our community.

Lastly, I cannot be remiss by coming to a Board meeting without talking about Beverly Spoor. She was our township treasurer from 1994 for the next 20 years, she was also a trustee. She died at the young age of 76 and died 10 days after her birthday on April 26th. She was also a member of the historical society. She would love to see her on the wall.

Clerk Lilley stated for your information they are working on Williams Lake Road from Pontiac Lake Road to Elizabeth Lake Road. They are widening and repaving and should be finished the end of June.

He'd like to mention all the good things, meeting with you (the Board) and you're vision for the future. Working on different projects is exciting and he thinks this Board is a cohesive Board, good Board with questions being asked and questions being answered are very appropriate and he looks forward to working with everyone in the future.

Trustee Powell stated that he totally loved Bev Spoor as well. The memorial plaque would be a shoe in in his eyes at a new township hall.

Thank fellow Board members and those that participated tonight. It just thrills him to see residence come and discuss issues tonight regarding Cedar Island. There was great discussion from both sides.

He thanked the Library Board for a great meeting last night. He stated that we need many, many more discussions like that and he would love to have another meeting with them and all the experts to get the pros and cons of the issues that came up last night.

He posed a question for Attorney Hamameh that a resident emailed him and questioned his representation that we can in fact send emails back and forth and discuss things in private and at meetings and events. He challenged that I was wrong in representing the fact that we can do that I represented that we can't. Was I right or wrong that we are not allowed to email back and forth and discuss projects or decisions that are going to be made at the Township Board level.

Attorney Hamameh replied that he is not incorrect. Any deliberation has to be had in open meeting unless it qualifies for something that falls under the exemption for going into the executive session. Other than that all of your deliberation must be in public.

Treasurer Roman thanked the Board for all their efforts and input at the joint library meeting. He thought it was really good that we opened up the communication. He especially appreciate Supervisor Kowall's efforts and presentation on the idea of forming a committee to look at creating township campus and how we can best plan it out and build it. I know some library people and supporters may be upset because their timeline may be affected, but I feel as trustees for the township we are supposed to look out for the best interest of the community as a whole. I think if we can get the economy of scale and some energy to create substantial savings for our tax payers then we are doing our job. Let's remember that White Lake has a lot of tax payers on fixed incomes.

Supervisor Kowall thanked everyone for participating in the crowd. I certainly wasn't trying to be crass of any sort to anyone. My intention with the Cedar Island Lake issue was to draw attention to it and I was successful. It is very important that we have some cohesion in our community in different things.

Whether it's a lake board, whether it's the possibility of joining a civic center, whether we build facilities for police and fire, cohesion makes things function better. When you get into the lakes area one thing that concerns him is that there will be issues on every lake from time to time. When you don't have a board it is very difficult to deal with it when that problem occurs. You need to be prepared and have that cohesion. During the break, he had a gentleman approach asking what association he is in. Earlier today there was an incident when a resident came in asking which side of their lot they're supposed to put their dock on. Someone needed some direction and they had no one to ask. That's why it's important.

Thanked the Library Board for entertaining his thought process for a joint special meeting. Surprisingly no one can tell him if that ever happened before. Conjoining of a couple of Boards with a lot of smart people to try and come up with ideas one way or another to determine what's best for the people. Economy of scale whether you're in the same building or share a parking lot – there's always economy of scales.

Our challenges today are not just today. We don't know what the challenges tomorrow bring. You're better to be prepared and move forward with a plan than be thrust and try to create a plan at the last minute. Fail to plan, plan to fail. Thank you all for coming.

It was MOVED by Treasurer Roman, SUPPORTED by Clerk Lilley to recess into closed session to consider attorney/client privilege communication in accordance with MCL 15.268(h). The MOTION PASSED by a roll call vote (Voorheis/yes, Powell/yes, Roman/yes, Kowall/yes, Smith/yes, Lilley/yes).

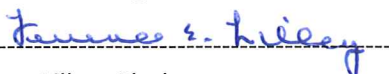
The meeting was adjourned for the executive session at 10:40 p.m.

It was MOVED by Treasurer Roman, SUPPORTED by Trustee Voorheis to return to open session. The MOTION PASSED by a roll call vote (Voorheis/yes, Powell/yes, Roman/yes, Kowall/yes, Smith/yes, Lilley/yes).

It was MOVED by Clerk Lilley, SUPPORTED by Supervisor Kowall to adjourn. The MOTION PASSED by a voice vote (6 yes votes).

The meeting was adjourned at 11:07 p.m.

I, Terry Lilley, the duly elected and qualified Clerk of the Charter Township of White Lake, County of Oakland, State of Michigan, hereby certify that the foregoing is a true copy of the May 23, 2017 regular board meeting minutes.



Terry Lilley, Clerk
White Lake Township